

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

THOMAS GOOLSBY,
Plaintiff,

v.

WILLIAM BARNTS, et al.,
Defendants.

Case No. [13-cv-03366-JD](#)

**ORDER GRANTING MOTION FOR
RECONSIDERATION**

Re: Dkt. No. 22

Plaintiff's original civil rights complaint was dismissed with leave to amend and he filed an amended complaint. The Court reviewed the amended complaint and ordered service on his claim of retaliation but dismissed the remaining claims. Plaintiff has filed a motion for reconsideration with additional facts. The motion is granted. A review of the amended complaint and motion for reconsideration indicate that plaintiff has asserted sufficient allegations for his claim of denial of access to the courts and related state law claims. The action will continue on the new claims and the additional defendants.¹

CONCLUSION

1. Plaintiff's motion for reconsideration (Docket No. 22) is **GRANTED**.
2. The clerk shall issue a summons and the United States Marshal shall serve, without prepayment of fees, copies of the amended complaint with attachments and copies of this order on the following defendants at Pelican Bay State Prison: Warden G.D. Lewis and Associate Warden (former Captain) Puget.

¹ The defendants from plaintiff's prior prison in another district remain dismissed from this action. These defendants at an outside institution prevented plaintiff from communicating with other inmates, but this does not set forth a denial of access to courts claim.

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27
- 28

3

4

JAMES DONATO
United States District Judge

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

THOMAS GOOLSBY,
Plaintiff,

v.

WILLIAM BARNTS, et al.,
Defendants.

Case No. [13-cv-03366-JD](#)

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on 12/29/2014, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Thomas Goolsby
F-19778
P.O. Box 7500
Crescent City, CA 95532

Dated: 12/29/2014

Richard W. Wieking
Clerk, United States District Court

B  _____
LISA R. CLARK, Deputy Clerk to the
Honorable JAMES DONATO